

ORIGINAL

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

The Dow Chemical Company

SUMMONS IN A CIVIL ACTION

V.

Plasticware, LLC

CASE NUMBER:

08 CIV 2531

JUDGE KARAS

TO: (Name and address of Defendant)

Plasticware, LLC
614 Corporate Way, Suite 1N
Valley Cottage, NY 10989

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Ward J. Mazzucco, Esq.
Chipman, Mazzucco, Land & Pennarola, LLC
30 Main Street, Suite 204
Danbury, CT 06810

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. Michael McMahon
CLERK

CLERK

DATE

(By) DEPUTY CLERK

3/13/2008

ORIGINAL

Service of the Summons and complaint was made by me ⁽¹⁾	DATE
NAME OF SERVER (PRINT)	TITLE
JAMES T. EDGE	Process Server
Check one box below to indicate appropriate method of service	

☐ Other (specify): _____

TRAVEL	SERVICES	TOTAL \$0.00
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2132 HOWARD PLACE
Address of Server
Bellmore, NY 11710

 ORIGINAL

AFFIDAVIT OF SERVICE

**UNITED STATES DISTRICT COURT
Southern District of New York**

Index Number: 08 CIV 2531

Date Filed: 3/13/2008

Plaintiff:

The Dow Chemical Company,

vs.

Defendant:

Plasticware, LLC,

State of New York, County of Albany)ss.:

Received by County Express Process Service to be served on **Plasticware LLC.**

I, J.R. O'Rourke, being duly sworn, depose and say that on the **25th day of March, 2008** at **2:15 pm, I:**

Served the within named **LIMITED LIABILITY COMPANY** by delivering two true copies of the **Summons in a Civil Action, Complaint and supporting documents, pursuant to section 303 LLCL together with statutory service fee in the amount of \$40.00** to Carol Vogt as Business Document Specialist I of The New York State Department of State, the New York State Department of State being the **Registered Agent** of record of the within named limited liability company, in compliance with state statutes.


Description of Person Served: Age: 45, Sex: F, Race/Skin Color: White, Height: 5' 4", Weight: 130, Hair: Brown, Glasses: Y

I certify that I am over the age of 18, have no interest in the above action, and am a Process Server in good standing in the jurisdiction in which the process was served.

Subscribed and Sworn to before me on the 27th day of March, 2008 by the affiant who is personally known to me.

NOTARY PUBLIC

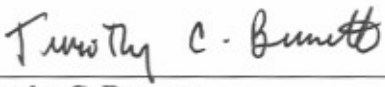
PATRICIA A. BURKE
Notary Public, State of New York
No. 4922372
Qualified in Albany County
Commission Expires Feb. 28, 2010


J.R. O'Rourke
Process Server

**County Express Process Service
2132 Howard Place
Bellmore, NY 11710
(516) 777-3783**

Our Job Serial Number: 2008001128
Ref: 080232

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the summons, complaint & supporting documents was made by me ⁽¹⁾	DATE 3/31/2008 @ 10:00 a.m.	
NAME OF SERVER (PRINT) Timothy C. Bennett	TITLE Special Process Server	
<i>Check one box below to indicate appropriate method of service</i>		
<p><input checked="" type="checkbox"/> Served personally upon the defendant by serving Christine Smith, records custodian, c/o United Corporate Services, Inc., 874 Walker Road, Suite C, Dover, DE 19901</p> <p>40, F, W, 5'10", 170 pounds, brown hair, no glasses</p> <p><input type="checkbox"/> Left copies thereof at the defendant's house or usual place of abode with a person of suitable age and discretion then residing therein.</p> <p style="padding-left: 40px;">Name of person with whom the summons and complaint were</p> <p><input type="checkbox"/> Returned unexecuted:</p> <p><input type="checkbox"/> Other (specify):</p>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United State of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p>Executed on <u>4/3/2008</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 50%; text-align: center;">  <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p>Timothy C. Bennett</p> <p>O'ROURKE INVESTIGATIVE ASSOCIATES, INC. 1225 King Street, Suite 400 P. O. Box 368 Wilmington, DE 19899-0368</p> </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure